

FACSIMILE TRANSMISSION**GORDON & REES LLP**

ATTORNEYS AT LAW
2100 ROSS AVENUE, SUITE 2600
DALLAS, TX 75201
PHONE: (214) 461-4050
FAX: (214) 461-4053
WWW.GORDONREES.COM

RECEIVED
GENERAL FAX CENTER
MAY 23 2006

DATE: May 23, 2006

To:

| NAME | COMPANY | FAX NO. | PHONE NO. |
|--------------------------|---------|--------------|-----------|
| Commissioner for Patents | USPTO | 571-273-8300 | |

FROM: Rudolf O. Siegesmund

SENDER INFORMATION (NAME / USER ID / EXTENSION): / /

FILE NO.: AIBM.114 **NUMBER OF PAGES, INCLUDING COVER: 12**

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE PHONE (214) 461-4050 AS SOON AS POSSIBLE.

MESSAGE:

Attached are the following:
Response to Office Action mailed 02/23/06

Application No. 10/790,968
Applicant: Kaminsky et al.
Title: Environmentally Driven Phone Behavior
Examiner: Manoharan
Filed: 03/02/2004
Art Group: 2683
Docket No.: RSW920040009US1

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THE FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

SAN FRANCISCO • SAN DIEGO • LOS ANGELES • SACRAMENTO • ORANGE COUNTY • LAS VEGAS • PORTLAND • HOUSTON • PHOENIX • DALLAS • NEW YORK

Serial No. 10/790,968
Attorney Docket No. RS@W92004009US1
Response to Office Action mailed 2/23/2006

RECEIVED
CENTRAL FAX CENTER
MAY 23 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application: 10/790,968
Filing Date: 03/02/2004
Art Unit: 2686

Applicant: Kaminsky
Docket: RSW920040009US1
Title: Environmetally Driven Phone Behavior

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Dear Sir:

This correspondence is responsive to the communication from the Examiner mailed 2/23/06. The following table itemizes the papers that comprise the Applicant's response:

I. Claim Amendments.....2
II. Remarks.....8

Please amend the application identified above in accordance with the listing that follows the remarks.

As amended, the Applicant submits that the claims of the present application are not fairly taught by any of the references of record, taken either alone or in combination. Therefore, allowance of the present application is in order, and is requested.